THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.27231 OF 2005

Dated 22-12-2005

Between:

Maddi Venkatanaga Ramamurthy …Petitioner

And

The Deputy Commercial Tax Officer and

Another …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.27231 OF 2005

O R D E R (Per the Hon'ble Sri Bilal Nazki, J):

Heard learned counsel for the parties and after hearing them, with their consent, the writ petition is being disposed of at this stage.

The goods of the petitioner have been detained by an order of detention passed by the first respondent on 28-07-2005. They are hosiery items and according to the petitioner, they are valued at Rs.25,000/-, whereas the respondents have valued them at Rs.60,000/-. Admittedly, these goods attract tax at the rate of 4%. Therefore, in the interest of justice, we direct that tax at the rate of 4% on Rs.60,000/- (Rupees sixty thousand only) may be collected from the petitioner and the goods be released. This order shall be subject to final assessment order that may be passed by the respondents. This order shall not be taken to construe that the value of the goods is Rs.60,000/-. The value of the goods shall have to be determined by the competent

authority.

The writ petition is accordingly disposed of. No order as to costs.

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(Bilal Nazki, J)

22nd December, 2005

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(S.Ananda Reddy,J)

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Note: Issue wire at party's cost

B/o

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